

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,  
Plaintiff/Counter Defendant

v.

KING MOUNTAIN TOBACCO CO.,  
INC.,  
Defendant/Counter Plaintiff

Case No.: Civil No. CV-12-3089-RMP

**[proposed] ORDER GRANTING  
STIPULATED MOTION TO  
MODIFY BENCH TRIAL  
SCHEDULING ORDER**

**THIS MATTER** came before the Court upon the parties' Stipulated Motion to Modify Bench Trial Scheduling Order.

**THE COURT FINDS** that the motion is well taken and should be granted.

**IT IS THEREFORE ORDERED THAT:**

1. The current trial date of September 15, 2014 and all remaining pre-trial deadlines are vacated; and
2. Upon ruling on the United States' pending dispositive motion, the Court shall issue a new bench trial scheduling order.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2014.

---

ROSANNA MALOUF PETERSON  
Chief United States District Judge

Presented by:

/s/ John Adams Moore, Jr.  
JOHN ADAMS MOORE, JR.  
Adam Moore Law Firm  
217 N. Second Street  
Yakima, WA 98901  
mooreadamlawfirm@qwestoffice.net

/s/ Randolph H. Barnhouse  
RANDOLPH H. BARNHOUSE  
Johnson Barnhouse & Keegan LLP  
7424 4<sup>th</sup> Street NW  
Los Ranchos de Albuquerque, NM 87107  
dbarnhouse@indiancountrylaw.com

*Attorneys for Defendant / Counter-Plaintiff*

TAMARA W. ASHFORD  
Acting Assistant Attorney General  
/s/ W. Carl Hankla  
W. CARL HANKLA  
Trial Attorney, Tax Division  
P.O. Box 683, Ben Franklin Station  
Washington, DC 20044  
(202) 307-6448  
w.carl.hankla@usdoj.gov

*Attorneys for Plaintiff/Counter Defendant*